

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, DECEMBER 13, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, December 06, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **SPECIAL PRESENTATIONS:**
 - A. Presentation of the County-City Volunteer of the Month Award to Alene Swinehart for her services with Urban Development.

- 3) **CLAIMS:** Approval of all claims processed through Tuesday, December 13, 2005.

- 4) **PUBLIC HEARINGS:**
 - A. County Final Plat No. 05095, Whitetail Ridge Addition, requested by Brian D. Carstens and Associates on behalf of Bruce D. Tiedeman and Beverly A. Tiedeman, for 14 lots and two outlots, on property generally located southwest of the intersection of South 25th Street and Roca Road in Lancaster County, Nebraska. (See New Business Item 6A and 6B for correlating documentation.)

 - B. County Final Plat No. 05106, The Preserve at Cross Creek 2nd Addition, requested by Brian D. Carstens and Associates on behalf of Land II, L.L.C. for five lots on property generally located at South 68th Street and Roca Road in Lancaster County, Nebraska. (See New Business Item 6C and 6D for correlating documentation.)

- 5) **OLD BUSINESS:**
 - A. A contract for professional services with the Lincoln-Lancaster County Human Services Federation for the oversight and administration of the Community Services Initiative. The County will pay up to \$100,000 for the services. Term of the agreement is July 1, 2005 through June 30, 2006. (C-05-0503)

<p style="text-align:center">THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.</p>

5) **OLD BUSINESS CONTINUED:**

- B. A grant contract with Legal Aid of Nebraska for funding for the Domestic Violence Project, in the amount of \$29,050. Term of the grant contract is July 1, 2005 through June 30, 2006. (C-05-0490)

6) **NEW BUSINESS:**

- A. A resolution in the matter of County Final Plat No. 05095, Whitetail Ridge Addition, requested by Brian D. Carstens and Associates on behalf of Bruce D. Tiedeman and Beverly A. Tiedeman, for 14 lots and two outlots, on property generally located southwest of the intersection of South 25th Street and Roca Road in Lancaster County, Nebraska. (R-05-0159)
- B. A subdivision agreement with Bruce and Beverly Tiedeman for County Final Plat No. 05095, Whitetail Ridge Addition, on property generally located southwest of the intersection of South 25th Street and Roca Road in Lancaster County, Nebraska. (C-05-0598)
- C. A resolution in the matter of County Final Plat No. 05106, The Preserve at Cross Creek 2nd Addition, requested by Brian D. Carstens and Associates on behalf of Land II, L.L.C. for five lots on property generally located at south 68th Street and Roca Road in Lancaster County, Nebraska. (R-05-0160)
- D. A subdivision agreement with Land II, L.L.C. for County Final Plat No. 05106, The Preserve at Cross Creek 2nd Addition, on property generally located at South 68th Street and Roca Road in Lancaster County, Nebraska. (C-05-0599)
- E. An application for a Special Designated License from BDF, L.L.C. d/b/a Libations to provide liquor beverage service in connection with a New Year's Eve Dance on Saturday, December 31, 2005 from 6 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street.
- F. An agreement between the State of Nebraska Department of Economic Development and Lancaster County for a Community Development Block Grant (CDBG) which will be loaned to Tractor Supply Company for the creation of 50 full-time jobs at the Waverly sales distribution center. Lancaster County will receive \$303,000 from the Department, \$300,000 of which will be loaned to Tractor Supply, in addition to \$200,000 from the County. (C-05-0597)

6) **NEW BUSINESS CONTINUED:**

- G. An agreement with the Nebraska Occupational Health Center (NOHC) to provide emergency medical services to Lancaster County for Workers' Compensation injuries. Term of the agreement is December 1, 2005 through November 30, 2008. The County will pay the Center in accordance with the applicable medical fee schedule approved by the Nebraska Workers' Compensation Court. (C-05-0600)
- H. An agreement with Cedars Youth Services for the operation of a Juvenile Pre-trial Diversion Program which includes the operation of a Teen Court Program. The County will provide funding, in the amount of \$100,000. Term of the agreement is July 1, 2005 to June 30, 2006. (C-05-0601)
- I. Supplemental Agreement No. 1 between the City of Lincoln, Lancaster County and the State of Nebraska, Department of Roads for funding of the Lincoln South Beltway for the preliminary engineering, utilities, right-of-way construction, and construction engineering at Nebraska Highway 2 between 127th Street and U.S. Highway 77. The City, County and State previously entered into an agreement executed by the City on April 30, 2002, by the County on April 23, 2002 and by the State on May 9, 2002 that provided for the design and construction of the new Lincoln South Beltway. The supplemental agreement sets the funding allocation for the project as follows: project costs not covered by earmarked funds and associated match will be split 20 percent City and 80 percent State. All other terms and conditions of the original agreement will apply. (C-05-0602)
- J. A network provider contract with the Regional Behavioral Health Authority (Region V) for the provision of certain mental health, alcoholism, substance and related behavioral mental health services at the Community Mental Health Center. The term of the agreement is from July 1, 2005 to June 30, 2006 and the County will be reimbursed up to \$4,639,362 for the services. (C-05-0604)
- K. An addendum to the 2005-2008 labor agreement with the Lancaster County Deputy Sheriffs' Association Fraternal Order of Police, Lodge 29 amending the agreement to establish a temporary retirement buyout and to add a new Article 30, entitled Temporary Retirement Buyout. (C-05-0605)
- L. Grant of an easement by Lancaster County to the City of Lincoln for one dollar, and other good and valuable consideration, for the purpose of constructing, reconstructing, maintaining, operating, replacing and accessing a sanitary sewer in a portion of Wilderness Park, as specifically set forth and legally described in the easement. (C-05-606)

6) **NEW BUSINESS CONTINUED:**

- M. Grant of a temporary easement by Lancaster County to the City of Lincoln for one dollar, and other good and valuable consideration, for the purpose of temporarily using and occupying a portion of Wilderness Park during the construction of a sanitary sewer, as specifically set forth and legally described in the temporary easement. (C-05-0607)
- N. An addendum to an agreement for appraisal services, under County Contract No. C-03-0596, for services of qualified professional appraisers to assist the Lancaster County Assessor's Office in performing the appraisal functions necessary to process the Tax Equalization and Review Commission (TERC) appeals for the 2003 tax year. The addendum authorizes Great Plains Appraisal Inc. to also process the TERC appeals for the 2005 tax year. (C-05-0608)

7) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. Receive and Place on File:
 - 1. Lancaster Manor's Monthly Report.
 - 2. Records and Information Management's Monthly Report for November, 2005.
 - 3. 2005 State Highway Needs Assessment from the Nebraska Department of Roads.
 - 4. Original contract and bond between the Nebraska Department of Roads and the Lancaster County Engineering Department relating to Project No. BRO-7055(101), Waverly North, County Structure No. A-76.
- B. Setting of a public hearing for Tuesday, December 20, 2005 at 1:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding County Final Plat No. 05096, Nature Meadows Addition, requested by Brian D. Carstens and Associates on behalf of Craig Gana, for four lots and four outlots on property generally located northwest of the intersection of South 120th Street and Stagecoach Road in Lancaster County, Nebraska.
- C. Requests from the following individuals to voluntarily participate in the Lancaster County Retirement Plan, having met the requirements:
 - ▶ Mary K. Crable, an employee with Lancaster Manor
 - ▶ Wendy Hoins, an employee with the Lancaster County Mental Health Center

7) **CONSENT ITEMS CONTINUED:**

- D. A right-of-way contract relating to road improvements between the Lancaster County Engineering Department and John H. Rudder, in the amount of \$1,232.20, near the South 68th Street viaduct; Project No. C55-S-401(6). (C-05-0603)

8) **EMERGENCY ITEMS AND OTHER BUSINESS:**

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold staff meeting on Thursday, December 15, 2005 beginning at 8:30 a.m. in Room 113 on the first floor of the County-City Building.
- B. Public hearings will be held on Tuesday, December 20, 2005 at 1:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:
1. County Final Plat No. 05002, Mustang Ridge Addition, requested by Brian D. Carstens and Associates on behalf of Aspen Builders, for four lots on property generally located southeast of the intersection of Northwest 27th Street and West Agnew Road in Lancaster County, Nebraska.
 2. County Board of Zoning Appeals No. 05002, requested by Architectural Design Associates, for a variance of the parking required from 209 stalls to 12 stalls on property generally located at 290 South 134th Street in Lancaster County, Nebraska.
- C. A public hearing regarding County Final Plat No. 05094, Wyndam Place 2nd Addition, requested by Brian D. Carstens and Associates on behalf of Bernie and Connie Heier, for two lots and one outlot, on property generally located at North 176th and Holdrege Streets, and more specifically Knotting Drive and North 179th Street in Lancaster County, Nebraska will be reconvened on Tuesday, February 7, 2006 at 1:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building.
- D. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

10) **PENDING:**

- A. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska. (Placed on pending September, 2004.)
- B. County Change of Zone 04074, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)
- C. County Special Permit 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)
- D. County Preliminary Plat 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)
- E. County Final Plat 04126, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)
- F. A resolution regarding the creation of a joint public agency as provided by the Joint Public Agency Act with the participation of the County of Lancaster and the City of Lincoln. The Joint Public Agency is being created to provide for the design, acquisition of land and construction of improvements for the Rural to Urban Roadway Transition Streets Program (RUTS) and the design and acquisition of land for the East Beltway. (R-05-0109) (Placed on pending September, 2005.)
- G. Vacation of a portion of South 162nd Street located in the Southwest Quarter of Section 26, Township 9 North, Range 8 East, of the 6th P.M., in Lancaster County, Nebraska. (Placed on pending October, 2005.)
- H. A resolution in the matter of County Change of Zone No. 05063, from AG Agricultural District to AGR Agricultural Residential District, requested by Steven Schmidt, on property generally located southeast of the corner of North 105th Street and Alvo Road/Highway 34 in Lancaster County, Nebraska. (R-05-0140) (Placed on pending November, 2005.)

11) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

The Board of Commissioners agenda and minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, DECEMBER 13, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, December 06, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

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- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 11 additions and deductions to the tax assessment rolls per Attachment "A".

- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Christian Heritage Children's Homes (2 exemption applications)
Rosemont Alliance Church
Sheridan Lutheran Church
Southeast Nebraska Mobile Diagnostic Services, Inc.

- 4) **ADJOURNMENT:**

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